IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.356 OF 2001

IN

SUIT NO.3728 OF 1999

ICICI Ltd. .. Plaintiffs

Vs.

O.L. of Garware Nylong Ltd and Ors.Defendants

Mr.Birendra Saraf i/b M.K.Ambalal and Co., Asst.O.L. Patole present for defendant no.1

Mr.Indu Prashant i/b S.Ashwini Kumar for defendant no.3

Ms.Swati Deshpande i/b Bodanwala and Co. for Bank of India

CORAM : S.U.KAMDAR, J
DATED : 25TH AUGUST, 2005

P.C.:

1. Both the learned counsel for the plaintiffs and the Official Liquidator state that the immovable properties are already been sold and part of the payment has been made to ICICI Ltd. being sum of Rs.8,97,75,000/- by cheque. In view thereof, nothing survives in the present Notice of Motion. Motion is dismissed. Plaintiffs are at liberty to take out fresh motion as and when

required for further reliefs.

2. The learned counsel for the plaintiffs are directed to give copy of the motion and affidavit in support of the suit to the Record Department and the same will be handed over to Mr.Mukadam, Addl. Prothonotary and Senior Master, High Court, Mumbai. Copy of the motion will be handed to the O.L.also on or before 31.8.05.